

The Auditor of Public Accounts reports that all transfers set forth in Part 3 of the Appropriation Act (Chapter 4), except those transfers representing payments for services, meet the conditions prescribed for posting in the Virginia Truth in Revenue Source Reporting Act.

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#### Chapter 4

##### §3-1.01 INTERFUND TRANSFERS

A.1. In order to reimburse the general fund of the state treasury for expenses herein authorized to be paid therefrom on account of the activities listed below, the State Comptroller shall transfer the sums stated below to the general fund from the nongeneral funds specified, except as noted, on January 1 of each year of the current biennium. Transfers from the Alcoholic Beverage Control Enterprise Fund to the general fund shall be made four times a year, with each payment amounting to one-fourth of the total for the year, and such transfers shall be made within fifty (50) days of the close of the quarter. The payment for the fourth quarter of each fiscal year shall be made in the month of June.

	FY 2005	FY 2006
2. Forest Products Tax Fund (§ <a href="#">58.1-1609</a> , Code of Virginia)		
For collection by Department of Taxation	\$33,878	\$33,878
3. Peanut Fund (§ <a href="#">3.1-662</a> , Code of Virginia)		
For collection by Department of Taxation	\$969	\$969
7. Department of Agriculture and Consumer Services (Federal Trust)		
For the Meat and Poultry Program	\$112,000	\$112,000

2.a. Transfers of net profits from the Alcoholic Beverage Control Enterprise Fund to the general fund shall be made four times a year, and such transfers shall be made within fifty (50) days of the close of each quarter. The transfer of fourth quarter profits shall be estimated and made in the month of June. In the event actual net profits are less than the estimate transferred in June, the difference shall be deducted from the net profits of the next quarter and the resulting sum transferred to the general fund. Distributions to localities shall be made within fifty (50) days of the close of each quarter. Distributions of net profits from the sale of alcoholic beverages to localities shall not exceed \$4,150,000 the first year and \$4,150,000 the second year.

b. Pursuant to §[4.1-116](#) B, Code of Virginia, the Department of Alcoholic Beverage Control shall notify the State Comptroller of the amount to be deducted quarterly from the net profits for transfer to the reserve fund established by the cited section.

C. In order to fund such projects for improvement of the Chesapeake Bay and its tributaries as provided in §[58.1-2289](#) D, Code of Virginia, there is hereby transferred to the general fund of the state treasury the amounts listed below. The Department of Motor Vehicles shall be responsible for effecting the provisions of this paragraph. The amounts listed below shall be transferred on June 30 of each fiscal year.

Department of Motor Vehicles	\$7,416,469	\$7,416,469
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G. The Comptroller shall transfer to the Lottery Proceeds Fund an amount estimated at \$395,000,000 the first year and \$402,000,000 the second year from the State Lottery Fund. The transfer for each year shall be made in two parts: (1) on or before June 30 of each year, the Comptroller shall transfer balances of the State Lottery Fund for the fiscal year, based on an estimate determined by the State Lottery Department and (2) no later than ten days after receipt of the annual audit report required by §[58.1-4023](#), Code of Virginia, the Comptroller shall transfer to the Lottery Proceeds Fund the remaining audited balances of the State Lottery Fund for the prior fiscal year. If such annual audit discloses that the actual revenue is less than the estimate on which the transfer was based, the State Comptroller shall transfer

the difference between the actual revenue and the estimate from the Lottery Proceeds Fund to the State Lottery Fund. The State Comptroller shall take all actions necessary to effect the transfers required by this paragraph, notwithstanding the provisions of §[58.1-4022](#), Code of Virginia. The amount so transferred to the Lottery Proceeds Fund shall be accounted for and considered to be part of the general fund of the state treasury pursuant to §[58.1-4022](#), Code of Virginia.

K.1. Not later than thirty days after the close of each quarter during the biennium, the Comptroller shall transfer, notwithstanding the allotment specified in §[58.1-1410](#), Code of Virginia, funds collected pursuant to §[58.1-1402](#), Code of Virginia, from the general fund to the Game Protection Fund. This transfer shall not exceed \$2,814,755 the first year and \$2,814,755 the second year.

2. Notwithstanding the provisions of subparagraph K.1. above, the Governor may, at his discretion, direct the Comptroller to transfer to the Game Protection Fund, any funds collected pursuant to §[58.1-1402](#), Code of Virginia, that are in excess of the official revenue forecast for such collections.

M.1. On or before June 30 each year, the State Comptroller shall transfer from the general fund to the Family Access to Medical Insurance Security Plan Trust Fund the amount required by §[32.1-352](#), Code of Virginia. This transfer shall not exceed \$14,065,627 the first year and \$14,065,627 the second year. The State Comptroller shall transfer 90 percent of the yearly estimated amounts to the Trust Fund on July 15 of each year.

2. Notwithstanding any other provision of law, interest earnings shall not be allocated to the Family Access to Medical Insurance Security Plan Trust Fund (agency code 602, fund detail 0903) in either the first year or the second year of the biennium.

N. The Comptroller shall transfer to the general fund on June 30 each year, the amount in excess of \$750,000 in the Regulatory and Consumer Advocacy Revolving Trust Fund of the Office of the Attorney General (Fund 0239) in accordance with Item 51 of this act.

O. Not later than thirty days after the close of each quarter during the biennium, the Comptroller shall transfer to the Game Protection Fund the general fund revenues collected pursuant to §[58.1-638](#) E, Code of Virginia. Notwithstanding §[58.1-638](#) E, this transfer shall not exceed \$10,525,125 the first year and \$10,525,125 the second year.

Q.1. Notwithstanding any contrary provision of law, on or before June 30, 2005, and June 30, 2006, the State Comptroller shall transfer amounts estimated at \$18,800,331 the first year and \$11,372,031 the second year to the general fund of the state treasury from the state agencies indicated.

Agency Name	Fund Group Fund Detail	First Year	Second Year
Department of Human Resource Management	0200	\$99,496	\$61,214
Department of Human Resource Management	0700	\$69,607	\$34,803
Compensation Board	0708	\$231,393	\$115,696
Department of General Services	0600	\$1,000,000	\$500,000
Department of Veterans' Services	0200	\$17,570	\$8,785
Department of Veterans' Services	0200	\$4,650	\$2,325
Department of Labor and Industry	0200	\$10,678	\$5,339
Virginia Employment Commission	0200	\$109,845	\$109,845
Department of Professional and Occupational Regulation	0900	\$108,301	\$54,150
Board of Accountancy	0900	\$13,185	\$6,592
Department of Business Assistance	0900	\$2,246	\$1,123

Department of Forestry	0200	\$90,389	\$45,194
Department Of Education, Central Office Operations	0200	\$150,000	\$75,000
Library Of Virginia	0200	\$156,650	\$78,325
Department of Rehabilitative Services	0200	\$498,168	\$249,084
Department of Health	0200	\$62,500	\$31,250
Department of Health	0900	\$24,750	\$12,375
Department For The Blind And Vision Impaired	0200	\$37,575	\$18,787
Department of Social Services	0200	\$41,019	\$20,509
Department Of Conservation And Recreation	0200	\$61,300	\$30,650
Department of Environmental Quality	0900	\$418,100	\$418,100
Department of Emergency Management	0400	\$76,237	\$38,118
Department of Emergency Management	0700	\$29,500	\$14,750
Department of Criminal Justice Services	0200	\$186,000	\$126,250
Department of Criminal Justice Services	0900	\$211,382	\$105,691
Department of State Police	0200	\$603,800	\$514,075
Department of State Police	0400	\$304,288	\$152,144
Department of Juvenile Justice	0900	\$218,950	\$109,480
Department of Fire Programs	0200	\$1,405,100	\$702,550
Virginia Information Technologies Agency	0900	\$1,902,000	\$1,902,000
Department of Motor Vehicles	0400	\$5,764,876	\$2,882,438
Department of Motor Vehicles	0700	\$809,250	\$404,625
Virginia Port Authority	0200	\$285,748	\$142,874
Department of Rail and Public Transportation	0400	\$259,247	\$129,623
Department of Rail and Public Transportation	0410	\$134,889	\$67,444
Motor Vehicle Dealer Board	0200	\$170,907	\$85,453
Department of Aviation	0400	\$3,200,000	\$2,100,000
Department of Aviation	0461	\$30,735	\$15,370
		<b>\$18,800,331</b>	<b>\$11,372,031</b>

2. Prior to such transfer, the Department of Planning and Budget is authorized to adjust the above-cited amounts between agencies and between fund/fund detail amounts, so as to increase or decrease the amounts for an agency or for a designated fund/fund detail code, provided, however, that such adjustments shall not increase the total transfers to amounts in excess of the sums cited above. The Department of Planning and Budget shall notify the State Comptroller of such adjustments.

S. On or before June 30, 2005, the State Comptroller shall transfer to the general fund \$1,200,000 from the Court Debt Collection Program Fund at the Department of Taxation. On or before June 30, 2006, the State Comptroller shall transfer to the general fund \$1,100,000 from the Court Debt Collection Program Fund at the Department of Taxation.

T.1. Revenue from the sale of the following surplus properties shall be deposited into the general fund, notwithstanding the provisions of [§2.2-1125 B.](#), Code of Virginia: the Old Fairfax Residency Complex (Northern Virginia Training Facility), operated by the Department of Transportation; the Tidewater Detention Center in Chesapeake, operated by the Department of Corrections; the Staunton Correctional Center, operated by the Department of Corrections; and approximately ten acres of land adjacent to the White Post Detention Center, operated by the Department of Corrections.

2. Out of the amounts transferred to the general fund pursuant to subparagraph T 1 above, the Comptroller shall transfer, one-half of the net proceeds, but not more than \$2,965,000, to the Conservation Resources Fund (§[10.1-202](#), Code of Virginia).

U. On or before June 30, the Comptroller shall transfer \$5,700,000 in the first year and \$6,400,000 in the second year from the Department of Motor Vehicle's Uninsured Motorists Fund to the general fund. These amounts shall be from the share transferred to the State Corporation Commission.

V. On or before June 30, 2005, and June 30, 2006, the State Comptroller shall transfer \$5,500,000 the first year and \$5,500,000 the second year to the general fund from the Intensified Drug Enforcement Jurisdictions Fund at the Department of Criminal Justice Services.

W. On or before June 30, 2005, and June 30, 2006, the State Comptroller shall transfer \$2,644,000 the first year and \$2,644,000 the second year to the general fund from the Alcoholic Beverage Control Fund, representing ongoing budget reduction, to be obtained through efficiencies at the Department of Alcoholic Beverage Control.

X. On or before June 30, 2005, the State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$10,396,608 representing the fiscal year 2005 savings from a continued premium holiday on employer contributions for the group life program for state employees. On or before June 30, 2006, the State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$10,848,630 representing the fiscal year 2006 savings from a continued premium holiday on employer contributions for the group life program for state employees. Appropriated funds from federal sources are exempt from this transfer.

Y. On or before June 30, 2005, the State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$3,407,961 representing the fiscal year 2005 savings from the utilization of a 30-year amortization period for the valuation of Virginia Retirement System assets and liabilities in determining employer retirement contribution rates. On or before June 30, 2006, the State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$3,556,135 representing the fiscal year 2006 savings from the utilization of a 30-year amortization period for the valuation of Virginia Retirement System assets and liabilities in determining employer retirement contribution rates. Appropriated funds from federal sources are exempt from this transfer.

Z. On or before June 30, 2005, the State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$2,503,872 representing the fiscal year 2005 savings from an adjustment in the contribution rates paid by state agencies on behalf of their employees for the retiree healthcare credit program. On or before June 30, 2006, the State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$2,612,882 representing the fiscal year 2006 savings from an adjustment in the contribution rates paid by state agencies on behalf of their employees for the retiree healthcare credit program. Appropriated funds from federal sources are exempt from this transfer.

AA. The State Comptroller shall transfer from agency and institution nongeneral fund accounts to the general fund an amount estimated at \$1,352,284 on or before June 30, 2005, and \$1,352,284 on or before June 30, 2006, resulting from savings pursuant to a Virginia Information Technologies Agency rate decrease for telecommunications services effective November, 2003. The Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred from each agency and institution of higher education.

BB. The State Comptroller shall transfer from agency and institution nongeneral fund accounts to the general fund an amount estimated at \$3,356,000 on or before June 30, 2006, representing the nongeneral fund share of savings resulting from operational efficiencies of the Virginia Information Technologies Agency. The Director, Department of Planning and Budget, shall provide the State Comptroller with the amount to be transferred from each agency and institution of higher education.

CC. The State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$671,200 on or before June 30, 2005, and \$604,080 on or before June 30, 2006, resulting from savings

pursuant to a centralized electronic mail system managed by the Virginia Information Technologies Agency. The Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred from each agency.

DD. The State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at \$18,000 on or before June 30, 2005, and \$18,000 on or before June 30, 2006, resulting from savings pursuant to a contract negotiated by the Virginia Information Technologies Agency for data-telecommunication lines effective July, 2003. The Director of the Department of Planning and Budget shall provide the Comptroller with the amount to be transferred from each agency.

EE. On or before June 30, 2005, and June 30, 2006, the State Comptroller shall transfer \$890,000 the first year and \$890,000 the second year to the general fund from the \$2.00 increase in the vital records fee contained in Item 309 of this act.

FF. On or before June 30, 2005, and June 30, 2006, the State Comptroller shall transfer from the State Racing Operations Fund \$90,000 the first year and \$240,000 the second year to the general fund.

GG. The Department of Alcoholic Beverage Control shall sell the building in which the Alexandria Regional Office is currently located. Notwithstanding the provisions of [§2.2-1156](#), Code of Virginia, all the proceeds from the sale of such property, estimated to be \$3,000,000, shall be deposited into the general fund no later than June 30, 2006.

### § 3-3.00 GENERAL FUND DEPOSITS

#### §3-3.02 PAYMENT BY THE STATE TREASURER

The State Treasurer shall transfer an amount estimated at \$55,075 on or before June 30, 2005, and an amount estimated at \$51,516 before June 30, 2006, to the general fund from excess 9(c) sinking fund balances.

### § 3-6.00 ADJUSTMENTS AND MODIFICATIONS TO FEES

#### § 3-6.02 MOTOR VEHICLE FEES

A. Notwithstanding the provisions of Article 7, Chapter 6, Title 46.2, Code of Virginia the Department of Motor Vehicles shall transfer to the general fund \$3,450,000 the first year and \$3,450,000 the second year of the additional medical services revenue which shall be distributed in accordance with Chapter 794, Acts of Assembly of 2002.

B. On or before June 30, of each year, the State Comptroller shall transfer to the general fund the revenue from the fee authorized by [§46.2-214.1](#), Code of Virginia.